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UNITED STATES DISTRICT COURT
6
DISTRICT OF NEVADA

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8 UNITED STATES OF AMERICA,)
9 Plaintiff,)
10 v.) 3:14-CR-80-MMD-(WGC)
11 JAMES DELANEY IV, aka)
“darkofficerippi@gmail.com,”)
12 Defendant.)
13

14 **PRELIMINARY ORDER OF FORFEITURE**

15 This Court finds that on March 16, 2015, defendant JAMES DELANEY, IV, aka
16 “darkofficerippi@gmail.com”, pled guilty to Count One of a Two-Count Indictment charging him with
17 Distribution of Child Pornography in violation of Title 18, United States Code, Section 2252A(a)(2).
18 Indictment, ECF No. 1; Change of Plea, ECF No. 20; Plea Agreement, ECF No. 21.

19 This Court finds defendant JAMES DELANEY, IV, aka “darkofficerippi@gmail.com”, agreed to
20 the forfeiture of the property set forth in the Plea Agreement and the Forfeiture Allegation of the
21 Indictment. Indictment, ECF No. 1; Change of Plea, ECF No. 20; Plea Agreement, ECF No. 21.

22 This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States of America has
23 shown the requisite nexus between property set forth in the Plea Agreement and the Forfeiture Allegation
24 of the Indictment and the offense to which defendant JAMES DELANEY, IV, aka
25 “darkofficerippi@gmail.com”, pled guilty.
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1 The following assets are subject to forfeiture pursuant to Title 18, United States Code, Section
2 2253(a)(1) and (a)(3):

- 3 1. Maxtor 20GB Internal Hard drive, SN: G40BF49C;
- 4 2. Toshiba Satellite Laptop Computer, SN: 2D188184Q, containing a Toshiba 320 GB SATA
5 Hard Drive, SN 13QMSGUFS;
- 6 3. SanDisk Cruzer Switch (green), 8GB Thumb Drive; and
- 7 4. Any visual depiction or any book, magazine, periodical, film, videotape, or other matter
8 which contains any such visual depiction, which was produced, transported, mailed,
9 shipped, or received in violation of Title 18, United States Code, Section 2252A

10 (all of which constitutes “property”).

11 This Court finds the United States of America is now entitled to, and should, reduce the
12 aforementioned property to the possession of the United States of America.

13 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the
14 United States of America should seize the aforementioned property.

15 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all right, title, and interest of
16 JAMES DELANEY, IV, aka “darkofficerippi@gmail.com”, in the aforementioned property is forfeited
17 and is vested in the United States of America and shall be safely held by the United States of America
18 until further order of the Court.

19 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States of America shall
20 publish for at least thirty (30) consecutive days on the official internet government forfeiture website,
21 www.forfeiture.gov, notice of this Order, which shall describe the forfeited property, state the time under
22 the applicable statute when a petition contesting the forfeiture must be filed, and state the name and
23 contact information for the government attorney to be served with the petition, pursuant to Fed. R. Crim.
24 P. 32.2(b)(6) and Title 21, United States Code, Section 853(n)(2).

25 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any individual or entity who
26 claims an interest in the aforementioned property must file a petition for a hearing to adjudicate the

1 validity of the petitioner's alleged interest in the property, which petition shall be signed by the petitioner
2 under penalty of perjury pursuant to Title 21, United States Code, Section 853(n)(3) and Title 28, United
3 States Code, Section 1746, and shall set forth the nature and extent of the petitioner's right, title, or
4 interest in the forfeited property and any additional facts supporting the petitioner's petition and the relief
5 sought.

6 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any, must be filed
7 with the Clerk of the Court, Bruce R. Thompson U.S. Courthouse and Federal Building, 400 South
8 Virginia Street, 3rd Floor, Reno, NV 89501, no later than thirty (30) days after the notice is sent or, if
9 direct notice was not sent, no later than sixty (60) days after the first day of the publication on the official
10 internet government forfeiture site, www.forfeiture.gov.

11 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the petition, if any, shall
12 be served upon the Asset Forfeiture Attorney of the United States Attorney's Office at the following
13 address at the time of filing:

14 Greg Addington
15 Assistant United States Attorney
16 100 West Liberty Street, Suite 600
17 Reno, NV 89501

18 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice described herein need
19 not be published in the event a Declaration of Forfeiture is issued by the appropriate agency following
20 publication of notice of seizure and intent to administratively forfeit the above-described property.

21 DATED this 18th day of March, 2015.

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24 UNITED STATES DISTRICT JUDGE
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